

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.55507 of 2017

Arising Out of PS.Case No. -492 Year- 2017 Thana -ARARIA District- ARRARIA

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1. Dastgir, Son of Jakir,
2. Nasim @ Md. Nasimuddin, Son of Naim,
3. Quddush, Son of Gulabshar, All resident of Village- LAdua Dagarua,
Ward No.13, P.S.- Dagarua, District- Purnea Petitioners

Versus

1. The State of Bihar Opposite Party

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Appearance :

For the Petitioners : Mr. Amit Kumar Anand, Adv.
For the Opposite Party : Mr. Satya Nand Shukla, APP 130

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA
ORAL ORDER

3 12-12-2017 Heard both sides.

The petitioners apprehend their arrest in Araria (R.S.)
P.S. Case No. 492 of 2017 registered under Section 379/34 of the
Indian Penal Code.

The informant named the petitioners, along with Md.
Shabir, and disclosed that they all came to his shop, committed
theft of Rs.27,000/- from his cash box. On chase, one Md. Shabir
was apprehended.

The learned counsel for the petitioners submits that
the petitioners are next door neighbours of the informant. Md.
Shabir made his confessional statement and disclosed the names of
the petitioners admitting the fact that they committed theft in the
shop of the informant, but, nothing was recovered from the
possession of Md. Shabir. On account of enmity, the petitioners
have falsely been implicated in the case. It appears that the
informant has named the petitioners and alleged that the
petitioners and Md. Shabir committed theft from the cash box kept
in the shop of the informant and fled away Md. Shabir was



apprehended, but, petitioners managed to flee away.

Considering the allegation, made against the petitioners,
I am not inclined to enlarge the petitioners on anticipatory bail.

Accordingly, the prayer for anticipatory bail is
rejected.

(Prabhat Kumar Jha, J)

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